

REMARKS

Claims 1, 5-7, 11 and 15-17 are pending in this application. Certain claims indicated above are amended to correct syntax and grammatical errors.

Election/Restriction Requirement

The Office Action stated that the application contains claims directed to the following patentably distinct species:

Embodiment 1 of Fig. 2a

Embodiment 2 of Fig. 2b

Embodiment 3 of Fig. 4

Embodiment 4 of Fig. 6

Embodiment 5 of Fig. 8

The Office Action stated that, “The species are independent or distinct because claims to the different species recite the mutually exclusive characteristics of such species. In addition, these species are not obvious variants of each other based on the current record.”

Applicant appreciates the opinion in the Office Action that these species are not obvious variants of each other based on the current record. Applicant requests that such opinion of non-obviousness between the species be considered when comparing differences between the claims and the prior art.

Election of a Species

Applicant elects the species of Embodiment 1 of Figure 2a, without traverse. Applicant considers claims 1, 5-7 and claims 11, 15-17 to encompass the elected species of embodiment 1 of Figure 2a. Though other claims encompass or are generic to one or more of the species identified above, the other claims are canceled to further prosecution of claims 1, 5-7 and claims 11, 15-17 in this application.

CONCLUSION

For the above reasons, the foregoing amendment places the Application in condition for allowance. Therefore, it is respectfully requested that the rejection of the claims be withdrawn and full allowance granted. No additional fees are believed to be due. In the event that additional fees are due or a credit for an overpayment is due, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Garlick Harrison & Markison Deposit Account No. 50-2126.

Should the Examiner have any further comments or suggestions or believes that such a communication would advance the prosecution of the application, please contact Jessica Smith at (972) 240-5324.

Respectfully submitted,
GARLICK HARRISON & MARKISON

/Jessica Smith/

Jessica W. Smith
Reg. No. 39,884

Dated: August 30, 2010

Garlick Harrison & Markison
P. O. Box 160727
Austin, TX 78716-0727
Phone: (972) 240-5324
Fax: (888) 456-7824